

Itw



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December 4, 2009

Commissioner for Patents
U.S. Patents and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

According to the records of the Patent and Trademark Office, payment of the maintenance fee for the patent listed below has not been received timely prior to the end of the six-months grace period in accordance with 37 CFR 1.362(e). The Patent listed below, Patent Number 6948872, U.S. Application Number 10764355, has therefore expired as the end of the grace period.

This is the first time that I received the Notice of Patent Expiration. But in the meantime, I am fighting the German bank for my money. I deposited in the German bank \$ 60,000.- one month before their money got devaluated, and I didn't know about that. And my money was less than half the value.

Some time ago I made a summery of most incidents happened in this affair. All my correspondence with the German bank, the (Kreissparkasse) was in German, but lately I translated some in English, and send it to:

Kreissparkasse Ostalb
Herrn Johannes Werner, Bank Director
Katharinenstrasse 2
73525 Schwaebisch Gmuend
Germany

The most important thing happened on May 19, 1939, when the Synagogue was sold by the "Nazis" to the bank (Kreissparkasse), present were Mr. David Heimann, Mr. Gustav Mayer and

Dr. Josef Wochenmark as representatives of the Israel Religious Community. But nobody was present from Kreissparkasse (Bank). The Synagogue building was still standing after the war. I personally saw the building unharmed. But later, after the war, the Synagogue was demolished by the bank (Kreissparkasse) to make room for a bank building.

I would very much appreciate, if you could help me in my situation. A foreign country can not devaluated the U.S. Dollar.

Sincerely,

A handwritten signature in dark ink, appearing to be 'Alfred O. Eisele', written over the printed name.

Alfred O. Eisele

Phone # 302-424-1196

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
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P75M

Alfred O. Eisele
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DATE PRINTED

10/26/09

NOTICE OF PATENT EXPIRATION

According to the records of the U.S. Patent and Trademark Office (USPTO), payment of the maintenance fee for the patent(s) listed below has not been received timely prior to the end of the six-month grace period in accordance with 37 CFR 1.362(e). **THE PATENT(S) LISTED BELOW HAS THEREFORE EXPIRED AS OF THE END OF THE GRACE PERIOD.** 35 U.S.C. 41(b). Notice of the expiration will be published in the USPTO Official Gazette.

Expired patents may be reinstated in accordance with 37 CFR 1.378 if upon petition, the maintenance fee and the surcharge set forth in 37 CFR 1.20(i) are paid, AND the delay in payment of the maintenance fee is shown to the satisfaction of the Director to have been unavoidable or unintentional. 35 U.S.C. 41(c)(1).

If the Director accepts payment of the maintenance fee and surcharge upon petition under 37 CFR 1.378, the patent shall be considered as not having expired but would be subject to the intervening rights and conditions set forth in 35 U.S.C. 41(c)(2).

For instructions on filing a petition under 37 CFR 1.378 to reinstate an expired patent, customers should call the Office of Petitions Help Desk at 571-272-3282 or refer to the USPTO Web site at www.uspto.gov/web/offices/pac/dapp/petitionspractice.html. The USPTO also permits reinstatement under 37 CFR 1.378(c) by electronic petition (e-petition) using EFS-Web; e-petitions may be automatically granted if all the eligibility requirements are met. For further information on filing an e-petition, please call the Electronic Business Center (EBC) at 866-217-9197 (toll-free) or 571-272-4100 or refer to the EBC's e-petition guide at www.uspto.gov/ebc/portal/efs/petition_quickstart.pdf.

U.S.		U.S.		EXPIRATION DATE	ATTORNEY DOCKET NUMBER
PATENT NUMBER	APPLICATION NUMBER	PATENT ISSUE DATE	APPLICATION FILING DATE		
6948872	10764355	09/27/05	01/23/04	09/27/09	2629

NOTE: This notice was automatically generated based on the amount of time that elapsed since the date a patent was granted. It is possible that the patent term may have ended or been shortened due to a terminal disclaimer that was filed in the application. Also, for any patent that issued from an application filed on or after June 8, 1995 containing a specific reference to an earlier filed application or applications under 35 U.S.C. 120, 121, or 365(c), the patent term ends 20 years from the date on which the earliest such application was filed, unless the term was adjusted or extended under 35 U.S.C. 154 or 156.



US006948872B2

(12) **United States Patent**
Eisele

(10) **Patent No.:** **US 6,948,872 B2**
(45) **Date of Patent:** **Sep. 27, 2005**

(54) **WRITING INSTRUMENT HAVING METAL CASTING AND PROCESS FOR THE MANUFACTURE THEREOF**

(75) **Inventor:** **Alfred O. Eisele, N. Front St., Parson Thorne Apt. 404, Milford, DE (US) 19963**

(73) **Assignee:** **Alfred O. Eisele, Milford, DE (US)**

(*) **Notice:** Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(h) by 44 days.

(21) **Appl. No.:** **10/764,355**

(22) **Filed:** **Jan. 23, 2004**

(65) **Prior Publication Data**
US 2005/0163556 A1 Jul. 28, 2005

(51) **Int. Cl.:** **H43K 25/00; B43K 29/00**

(52) **U.S. Cl.:** **401/52; 401/195**

(58) **Field of Search:** **401/6, 131, 52, 401/195; 24/11 R, 11 FE**

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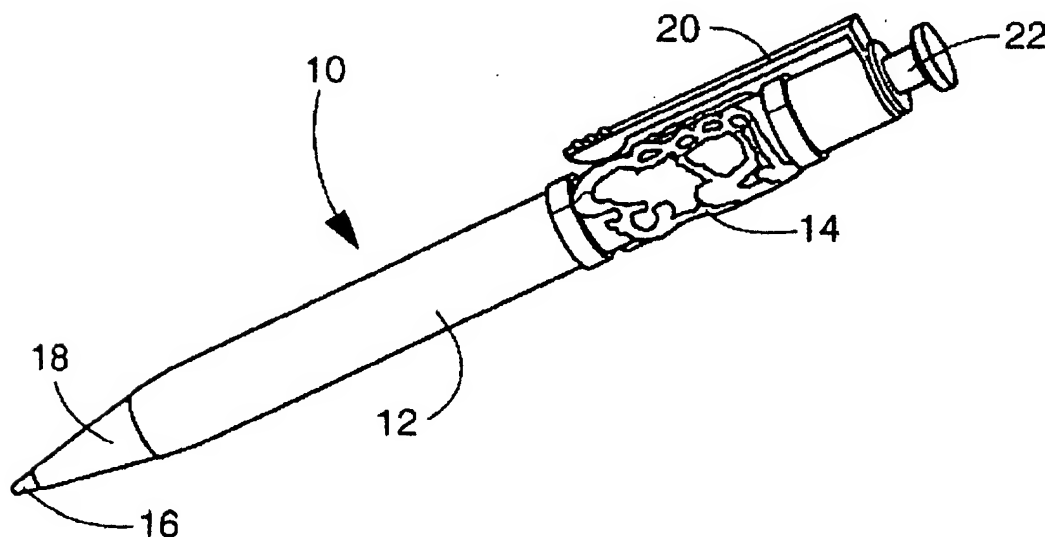
* cited by examiner

Primary Examiner—David J. Waiczak

(57) **ABSTRACT**

A hand-held writing instrument is provided having a tubular barrel housing a writing mechanism and a writing tip, the barrel having externally affixed thereto, and extending circumferentially therearound, a three-dimensional metal casting. Pens, pencils and matched pen and pencil sets are provided. The writing instrument barrel is preferably made of wood or plastic, and the metal casting is preferably pewter. Also provided is a process for making the writing instruments of the invention.

17 Claims, 3 Drawing Sheets



Kreissparkasse Bank in Germany.

Let me take the liberty to quote something, that our former Chief Justice of the United States, Warren Burger, said during his farewell speech:

**“Many years ago,
When I grew up to become an Attorney,
We fought for Justice.
Nowadays they fight to win,
Regardless if they right or wrong.
Unless we fight for Justice again,
Injustice will prevail.**

In reference to a letter I sent on November 9, 2005 to Mr. Guenther Grund, Kreissparkasse Ostalb (Bank) in Schwaebisch Gmuend.

On September 14, 2005, I had together with Mr. Otto Davis, Attorney, stationed in Aalen a discussion with you at the Bank in Schwaeb. Gmuend, to talk about a possible loan.

I have in the last five years a ball-pen designed with religious motive on the pen cast with metal on wood or plastics. I have the ball-pen in the USA patented and after about two years the Patent received. I have then after four months the American Patent into German translated and then in the German Patent Office in Muenchen submitted. You have seen my product and known that I will it in Schwaeb. Gmuend and its environs my products manufactured and six to eight months ten to fifteen employees taking on.

Mr. Thomas Bulling, of the bank branch Sebaldstrasse did not believe it, and said, when you keep ten to fifteen workers employed, then you must enough money, than you need from our bank no money. With a man with so little bank knowledge and life experience, I can't work.

Mr. Grund was on the hand, however very courteous, and when he saw my product obviously very interested. In the

continued conversation was all o.k., until Mr. Grund wanted to see my particulars and I showed him my American US Passport. You are a foreigner, was his reply, that made me very insulted.

A foreigner is a human being from another country. I am a human being, not from a different country, I am from Germany, I was born in Germany and have lived 25 years in this country. I have received my education here, and I have been drafted to the German Air Force and was wounded and then transported to American Prisoner of War (POW) Camp in Ulm. This was the most terrible time of my life. The prisoner in the Iraq war were much treated than we were. In three months, I have lost 65 lbs. The condition in that camp were inhuman.

Now, you asked me, why I immigrated to the United States of America? Because, I, with my good knowledge of the English language, working for the Americans (the Force who occupied Germany), a good reason to learn the Americans soldiers and people. To my surprise, the art of their thinking and feelings of justice are the same like the Germans. With one difference, the Germans should more listen what the Americans are saying and much less speaking, and you can never always be right. The current German Politics and election resultant confirm my assumption. The disagreement and the arguments under the different congressional parties could not lead to something good. "The German must be always right."

Now, to Mr. Thomas Bulling, member of the board of the bank in the Sebaldrasse in Schwaebisch Gmuend, he thanks me for the good discussion we had on 7/9/2005 in his office. I would not call our conversation very good, maybe with a little bit fantasy of Mr. Bulling. I have learned that my telephone was cancelled, due to non-payment of my bill. I couldn't even call my son, at home in America, and tell him that arrived safely in Germany. On 21/9/2005 still no telephone, two weeks and no telephone. At the beginning I asked Mr. Bulling to call the German Telephone Co. to clarify the misunderstanding. Mr. Bulling laughed at me and said,

that is not my concern.

How Mr. Bulling also write me that we have talked about my Disposition-Credit to raise for 4,900.- EURO, I have signed the Disposition-Credit for Giro-Conto No. 440607063, in order to finish the argumentation.

The year 2004, I bought a used car for 4,200 EURO. At that time was Ms. Schnabel member of the board of the Bank, Sebaldestrasse Schwaeb. Gmuend. I have with Ms. Schabel detailed talk about the loan for the used car. She said that it would cost about 250.- to 300.- EURO monthly, and the KSK will deduct the amount from your account. Ms. Schabel had a child in between and left the Bank. Now, I got told, that the car was bought by me, and not thru a loan from the Bank. The Bank had my address and telephone # from in the USA. A short phone call or a small letter were sufficient, I would have paid the costs.

Let us one again mention the wonderful discussion with Mr. Bulling, he said in his letter from 9/7/2005, that I have to be very punctual with the installment payment, otherwise your file will be immediately pass on to our collection department. Besides, the account was closed for further disposal and the lease annulled.

Furthermore, Mr. Bulling writes further in his letter of 6/18/2005 as follows: Since on your account no corresponding credit limitation is shown, you take the most expensive way of credit. This, Mr. Bulling writes after my account for further disposal and rent are closed.

Another question, at the currency devaluation from DM to EURO, after the account balance of 5/3/2001 (see enclosed account balance) I had DM 44,690.94 or EURO 22,850.11 on my account. According to your statement Mr. Grund, I am a foreigner and not a European, and an American foreigner. Can an American foreigner legally responsible for the currency devaluation from DM to EURO. The question is, has been the Dollar also devaluated.

It is easy to understand, that by such a project a quantity of money is needed. I was a person, who has the money here in Schwaebisch Gmuend and the USA. I want last year from my Bank in Gmuend, apply for a small loan. My attorney and I had a date with the Bank manager Mr. Guenther Grund. It went ever thing all right, until Mr. Grund wanted to see my identity card and I showed him my United States Passport. Mr. Grund was very astonished and said, you are a foreigner, and foreigners are subjected to different law. But he wouldn't say, what kind of laws. It is superfluous to say, that my loan was approved. Up to this point, I had entire confidence in the Kreissparkasse Bank Schwaeb. Gmuend. My account balance of 27/2/2001 was:

Kreissparkasse Ostalb	Auszug 5/1	Konto 440607063
Alter Kontostand	von 27.02.2001	DM 41.341,44

Datum Vorgang	Wert	Abgänge	Zugänge
05.03. Heilemann			
Invoice Booth Reservation			
ASI Show vom 1. And 9.03.2001			<u>DM 3.349,50</u>
Neuer Kontostand vom 05.03.2001			DM 44.690,94

Zur Information in	EUR 22.850,11
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The Dollar was before the devaluation.

\$ 1.00 = DM 1.20

And after the devaluation

\$ 1.00 = 1.20 EUR

According to my statement after the devaluation

DM 44.690,94 X 1.20 = 53.623,13 EUR

Now, a new subject, a subject, that goes 75 years back in time. My grandmother, my father mother, she lived at Turlessteg vis a vis of glasswork Schoellhammer in the high house. I always after school went to my grandmother, why, because there was something good to eat. On Saturdays and Sundays we are always go to church on Saturdays we went to little church and on Sundays to big church, the Protestant church. I asked her often, Oma what is the difference between the two churches. She said, you don't understand that, you are too young, grow up a little bit and I will tell you. My Oma died before the II World War started. During the war, my mother said to me, sit down, I must tell you something. You have always asked your grandmother why you visit two churches. The big church was a Protestant church and the small church was a Synagogue. When your grandmother married your grandfather, they got married in a Protestant church. Your grandmother was born as a Jew.

On May 19, 1939 was the Synagogue sold by the "Nazis" to the Kreissparkasse (Bank) Schwaebisch Gmuend, present were Mr. David Heinemann, Mr. Gustav Mayer and Dr. Josef Wochenmark as representing the Israel Religious Community. But nobody was present from the Kreissparkasse (Bank). The Synagogue building was still standing after the war. I personally saw the building unharmed. But later, after the war, the Synagogue was demolished by the bank (Kreissparkasse) to make room for a bank building.

I immigrated to the United States of America in 1950. In 1945 I was in an American Prisoner of War Camp in Ulm, the conditions were inhuman, I lost 65 lbs. in 2 ½ months.

When I come home there, I entered the house, and my mother was ironing shirts, and when she saw me, it was a real home coming. After a while, I noticed a man sitting on the couch, and I asked her, who is that man. She said: Ask him yourself, and I saw he was an American. I talked to him, and told him my experiences I had in the last 2 ½ months in the American Prisoner of War Camp.

He could not believe it. And he apologized for the whole American Army. We left as friends, and he brought me lunch for six weeks, every day, until he got transferred. And before he left, he got me a job with the American Forces. It was called, the the American Army Rebuild Shop in Schwaebisch Gmuend, my home town. It was a very big company, that employed about 2,000 people. I was in charge of shipping and receiving of anything that came in and shipped out on railcars.

The Hushed-Up “Haavara” Agreement

The Pact that made Adolf Hitler the Founding Father of the State of Israel.

I know a little bit more about the Jewish immigration from Germany to the United States of America, because my father Alfred Julius Eisele had to join the German Army and his task was to see, after North France was occupied by German troops in the year 1940, that Jewish families could enter the border of France to Spain unharmed to catch a ship from Portugal to the USA. My father was half-Jewish and spoke fluent French, because he went to College in France.

The number of Jews who left Germany within the framework of the Haavara agreement and the Rublee's Agreement amounted to 570,000.

When I went to school in 1932, I sat next to Heinz Mayer, he was Jewish and my friend. His family had a shoe factory, which they sold in 1936 or 1937, and then they moved to England and then to Australia.



**Kreissparkasse
Ostalb**

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Schwäbisch Gmünd, Katharinenstraße 2,
73525 Schwäbisch Gmünd
Telefon: 071 71/6 08-0

Internet: www.ksk-ostalb.de

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10.01.2006
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Hauptstelle Schwäbisch Gmünd
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Telefax: 07171/60894-812
günter.grund@ksk-ostalb.de

Ihr Schreiben vom 29.12.2005

Sehr geehrter Herr Eisele,

Ihr Schreiben vom 09.11.2005 habe ich mit Schreiben vom 18.11.2005 beantwortet.

Auf den letzten Abschnitt Ihres Briefes bezüglich der "Währungsentwertung" bin ich bewusst nicht eingegangen. Es war bekannt, dass zum 01.01.2002 fast alle europäischen Staaten eine gemeinsame Währung, den EURO, einführen werden.

Sie als amerikanischer Staatsbürger haben in Deutschland Guthaben in deutscher Währung unterhalten. Sofern Sie bei der Umstellung von DM zum EURO Verluste befürchteten, wäre die Möglichkeit vorhanden gewesen, vor der Umstellung das DM-Guthaben z.B. in US \$ anzulegen.

Mit freundlichen Grüßen

Günter Grund

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**10.01.2006
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Telefon: 07171/608-812
Telefax: 07171/60894-812
guenter.grund@ksk-ostalb.de**

Your letter of 12/29/2005

Dear Mr. Eisele

Your letter of 11/9/2005, I answered with my letter of 11/18/2005.

**To the last part of your letter of 11/9/2005, in reference to the
"Devaluation of the DM" the money at the time, I have consciously
not treated. It was well known that on the 1/1/2002 almost all
European States introduced the EURO as their mutual currency.**

**You are an American Citizen and have in Germany in German
currency a credit maintained. When you at the currency
devaluation from DM to EURO are afraid of losses, the possibility
would have been before the devaluation your DM Credit in US-
Dollar deposited.**

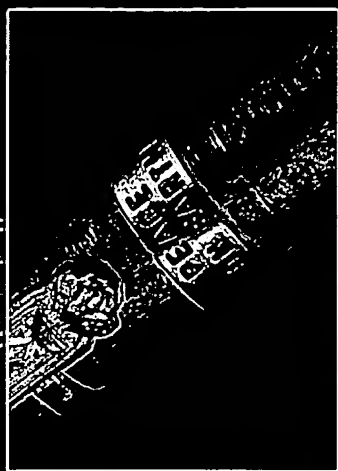
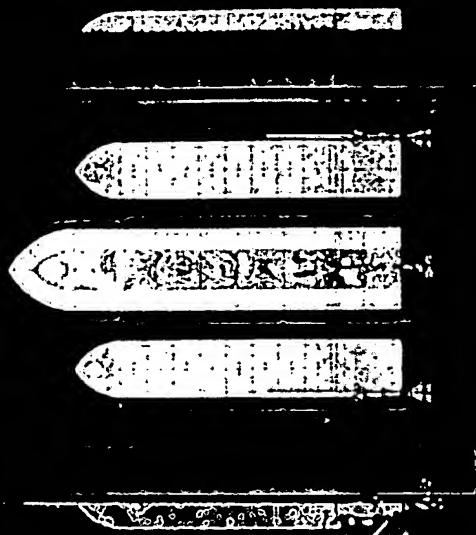
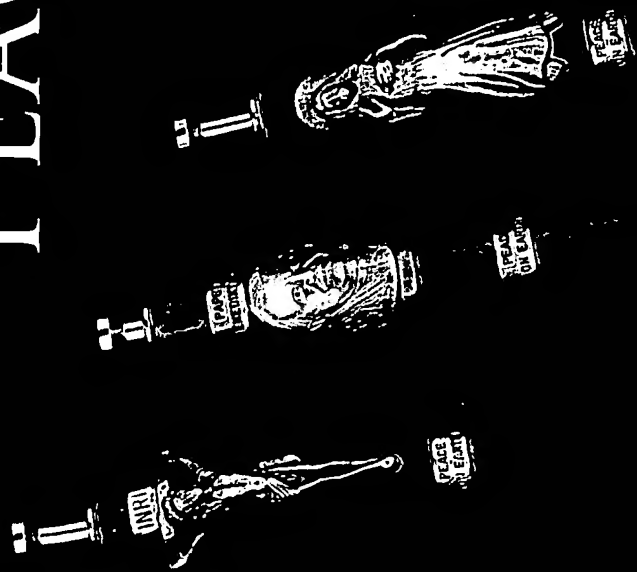
Sincerely,

Guenther Grund

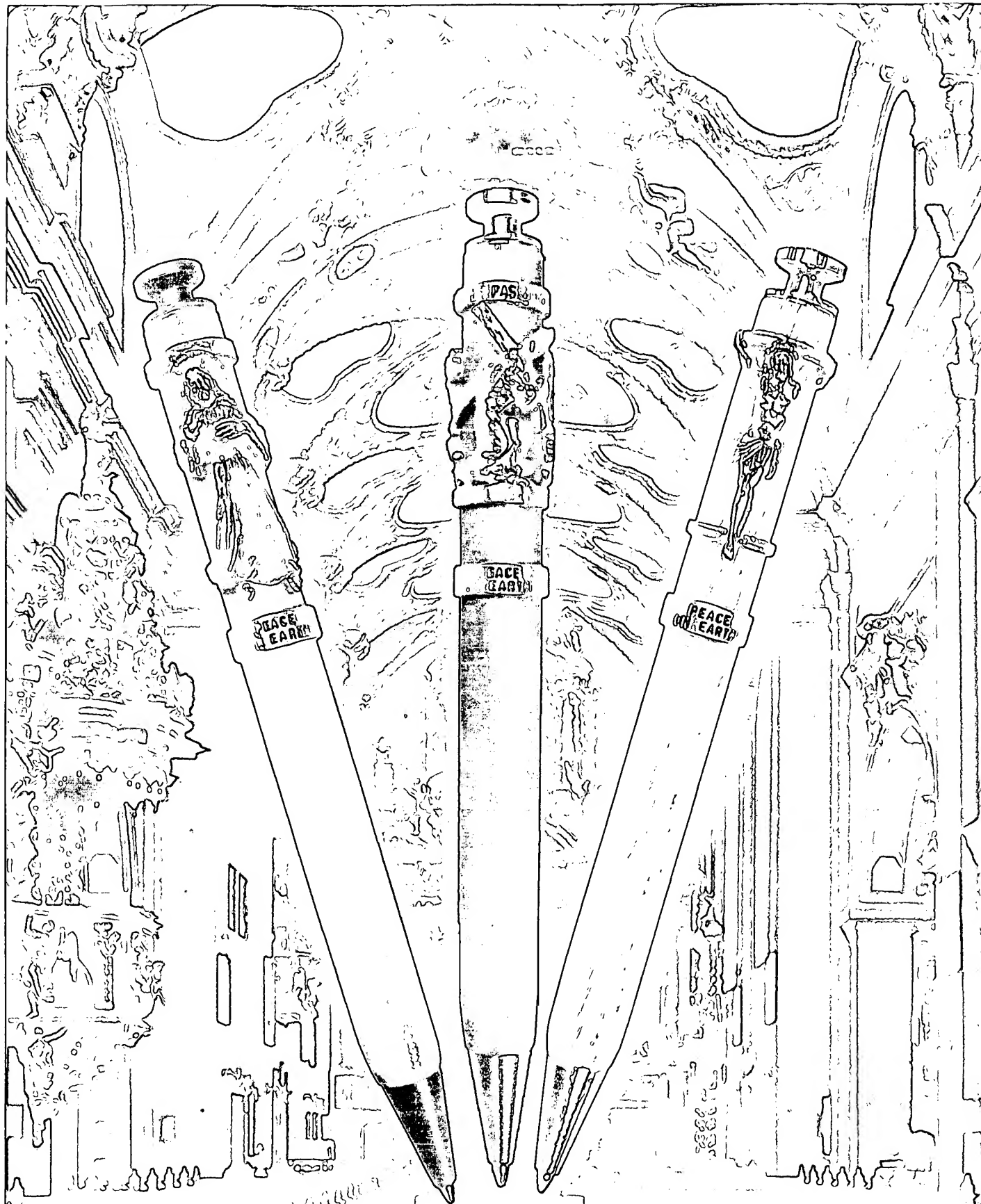
Ten years
Of negotiation
Beats
One day of war.

Peace on Earth.

PEACE ON EARTH



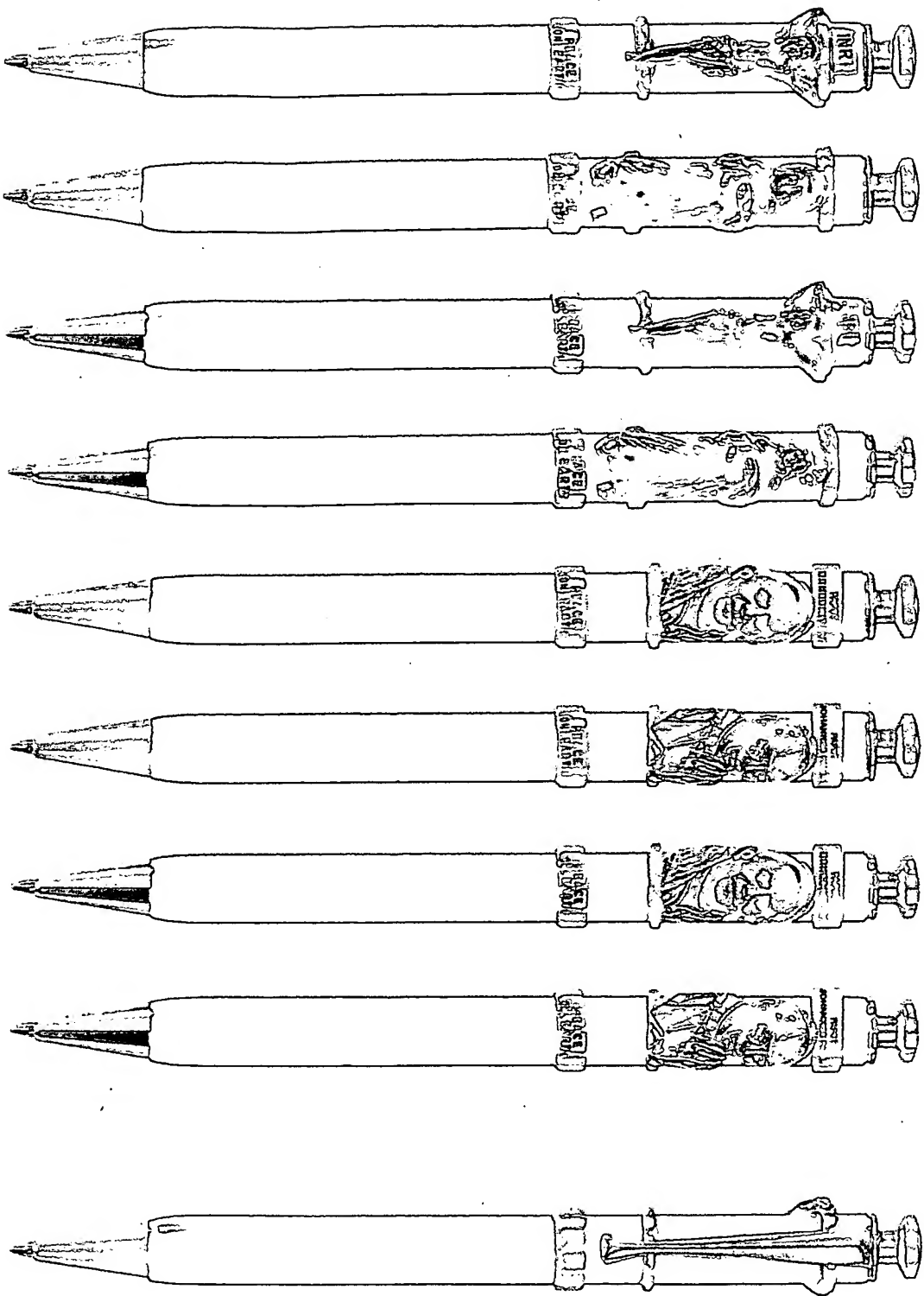
Collection Swabia



Collection Swabia

Peace on Earth

Patent pending



Swabia Edition

